

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

<p>A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT/ORDER NO. IN ITEM 10A.</p>			
<p>B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).</p>			
<p>C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:</p>			
<p>D. OTHER (Specify type of modification and authority)</p>			
<p>E. IMPORTANT: Contractor _____ is not, _____ is required to sign this document and return it to the issuing office.</p>			
<p>14. DESCRIPTION OF AMENDMENT/MODIFICATION</p> <p>SEE CONTINUATION PAGE</p>			
<p>Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.</p>			
<p>15A. NAME AND TITLE OF SIGNER (Type or print)</p>		<p>16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)</p>	
<p>15B. CONTRACTOR/OFFEROR</p> <p>_____</p> <p>(Signature of person authorized to sign)</p>	<p>15C. DATE SIGNED</p>	<p>16B. UNITED STATES OF AMERICA</p> <p>By _____</p> <p>(Signature of Contracting Officer)</p>	<p>16C. DATE SIGNED</p>

A. This Amendment No. 04 is issued to the above referenced solicitation to replace pages with those that have corrections and/or changes made to them (identified by the black lines in the right margin) and answer contractor inquiries. Please replace the following pages with those currently in the solicitation package.

Remove Pages

Section B, Supplies or Services and
Prices/Costs, Page 4

Insert Pages

Section B, Supplies or Services and
Prices/Costs, Page 4

NOTES:

1. The due date and time for receipt of offers remains February 21, 2007, 1:00 PM., EDT.

Attachments

Section B, Supplies or Services and Prices/Costs, 1 page
Questions and Government Responses - 5 pages

NOTE: If required, Options IV and V will be exercised upon award of the construction contract. Rates for these services shall be valid through December 31, 2011.

**B.3 OPTION FOR INCREASED QUANTITY - SEPARATELY PRICED LINE ITEM
(MAR 3 1989) (FAR 52.217-7)**

The Government may require the delivery of the numbered line item, identified in the Schedule as an option item, in the quantity and at the price stated in the Schedule. The Contracting Officer may exercise the option by written notice to the Contractor at any time during the term of this contract. Delivery of added items shall continue at the same rate that like items are called for under the contract, unless the parties otherwise agree.

B.4 EVALUATION OF OPTIONS

Except when it is determined not to be in the Government's best interest, the Government will evaluate offers for award purposes by adding the total price for the selected options which include Line Items 002 thru 006 to the total price of the base bid item 001. The estimated quantities given under the unit prices are for informational purposes only to provide the Government a price for evaluation purposes. Evaluation of options will not obligate the Government to exercise the options.

END OF SECTION B

**DESIGN FOR LANDSCAPE ARCHITECTURAL IMPROVEMENTS FOR THE
SUPREME COURT OF THE UNITED STATES, WASHINGTON, D.C.**

Questions and Government Responses

1. Question: Who was the land surveyor who did the site survey for the modernization project?

Response: Wiles-Mentch was our civil on record. Some of the initial work was done prior to Hillier by others in conjunction with the AOC. Wiles-Mentch has been acquired and is now Edwards-Kelsey.

2. Question: Re: Answer to Question 5 in the recent amendment: The scope asks for landscape lighting, indicating that we will need a lighting consultant (page 5). Will this include street lighting as well as site and walkways? What extent? Is there a lighting design for the Court building already?

Response: Street lighting is not included. There is existing lighting on the terrace (the marble raised balustraded part of the building). It is to remain as is and is not included in the scope of work. The lighting on the grounds is what you are to consider (excluding the street lighting).

3. Question: Re: Answer to Question 12 in the recent Amendment: Given the 'scope budget' nature of the original \$4.75 Million estimate and the passage of time is this a fast number that eventual construction must be based on?

Response: \$4.75 million is the budget number for construction. It should account for phased construction.

4. Question: Must fee proposals be based on a percent of construction for this project?

Response: No.

5. Question: Are there standard AOC percentages for fee calculation according to the type of project? If so, can you share these with us?

Response: There are no standard AOC percentages for fee calculation.

6. Question: Re: Answer to Question 15 in the recent Amendment: The Scope says: "Provide additional surveillance infrastructure and equipment as needed if the landscape plan affects current protection coverage." Page 5. This indicates that security consultant will be required to make sure that modifications necessitated by the landscape project are properly taken care of. Please confirm.

Response: This project does not require any design of security equipment or infrastructure. The design must be compatible with existing security elements and the design team must coordinate landscape elements with the Office of the Marshal. Should any new landscape design elements interfere with existing security measures and modifications to the existing security is required, the Marshal's Office will coordinate those modifications by a separate contract. The consultant's design will incorporate such changes into its design and documents.

7. Question: Please confirm that we will be involved in interfacing with or working with re-placed marble curbs currently stored on the Court's grounds, and that all other marble stonework is not a part of this contract/project.

Response: The existing marble curbs that are currently stored will be reset on the grounds as part of the Modernization Project by the contractor and will be in place by the start of the landscape project. A temporary concrete side walk may be in place at the north entrance. This will be replaced by a walk that is compatible and matches the new sidewalks that are developed to replace the existing interior brick sidewalks.

8. Question: Can we assume that there will be no need for archaeological investigation on the property?

Response: Yes, we anticipate no issues since this ground was cleared in 1935 for the construction of the building. Artifacts from that vintage forward may be discovered that could be of interest to the Court and should be brought to the Court's attention.

9. Question: Is this RFP is considered a Small, Medium, Large or Large with CM project?

Response: This is considered a Medium project.

10. Question: Please define disciplines for this project that the AoC will consider 'primary' or key subconsultants? Will this list include civil engineer, arborist, cost consultant, lighting, irrigation design?

Response: This decision is left up to you. However, at a minimum a certified arborist should be a member of your team.

11. Question: Please confirm that Microstation is the preferred format. Is there any latitude for using AutoCADD instead of Microstation? Can we use AutoCADD and convert documents to Microstation for submission to the AoC?

Response: Microstation is the preferred format. AutoCADD may be used as long as the level naming matches AOC standards. These standards are in the AOC Design Guidelines.

12. Question: Specs are to be in Word Perfect 6.1, which is an older version. Is AoC still requiring Word Perfect for all written documents? If so, can we use a more recent version such as Suite 8?

Response: Word Perfect is to be used. It is correct that 6.1 is an older version. Version 8 or 10 may be used.

13. Question: It was not clear if the Photography required is to be by the AOC or by the Contractor. Please clarify.

Response: The AOC will photo document the project.

14. Question: Amendment 2 states that this project will span a minimum of three years with the current construction scheduled for completion in 2010. Does the AOC presently have any indication of how many phases may be involved? Assuming that there are separate phases, will there be separate construction packages for each phase, and the potential for multiple contractors, or will there be one all inclusive construction package, which happens to be phased, and thus a single general contractor?

Response: The project will probably start construction in 2009 and could go to 2011. We see the project bid as a complete package such that the project could be built in stand alone phases. One side could be the base bid and the other sides could be options.

15. Question: Can you provide an estimated mid-point (season and year) of construction for fee escalation for the construction observation phase? If not, how should we approach this issue in our proposal?

Response: Please refer to our response to Question #14 and the note at the top of Page 4 of the solicitation.

16. Question: For sample testing for lead-based paint and asbestos, are we to allow \$1000 each or \$1000 total? (Page 15, second paragraph).

Response: You are to allow for \$1000 total.

17. Question: Will we design the new irrigation system using existing exterior points of connection, or will there be a need for interior plumbing to up-grade the water supply and create new exterior points of connection?

Response: We do not anticipate any up-grade to the interior plumbing.

18. Question: The AoC indicates that a site survey will be provided: Will the successful contractor be furnished an electronic version?

Response: The AOC will provide whatever documents are available relating to the grounds. Some of that information may be available in electronic format. The AOC is not doing a site survey.

19. Question: Does the survey include contours and/or spot grades, including finish floor and terrace elevations?

Response: A complete assessment has not been made of the existing documents.

20. Question: Does the survey locate and label major trees and shrubs?

Response: Some of that information may be available. See above answer.

21. Question: For the verification required, will this be a one time survey verification, not including the area under construction? OR, will the contractor of that area provide an as-built survey which can be incorporated into the 'verified' survey? OR, will a second survey be required of this area?

Response: Existing information regarding the staging area on Maryland Avenue side of the building will be provided. The landscape project team should not rely on that information exclusively. The site is to be included as part of an overall survey by the successful bidder that uses existing data as a baseline but relies upon actual on-site surveying for final confirmation of existing site conditions. Since the Maryland Avenue site will not be available until after the staging is removed, that area will need to be surveyed when the site becomes available and incorporated into the overall grounds survey.

22. Question: Are you considering an extension to the submittal date?

Response: No, not at this time.

23. Question: Is there a way to supply irrigation water to all planted areas from a single source within the Bldg.?

Response: Yes, however it may prove more cost effective to supply the irrigation from two locations, the east and west pump rooms. There are six (6) meter vault locations supplying water to the grounds; three (3) located in the sidewalks N.E., S.E., S.W. and three (3) in the ground lots N.W., center N.W., and N.W. east end lot. Two locations inside the building can be located in the pump Rooms B-46 and B-24 and should be tied into the B.A.S. system.